

M/023/003

From: Kurt Seel
To: Burns, Joelle
Date: 12/21/00 10:58AM
Subject: Brush Resources Inc. Reclamation Contract, Surety, Notice of Transfer

Joelle,

Thank you for forwarding the proposed Reclamation Contract, Surety Bond, and notice of transfer for Brush Resources, Inc. M/023/003. I have reviewed same and they appear in order as long as the surety is in place prior to transfer of the NOI and operation of the mine. As we discussed, I was concerned that the state records did not list a registered agent for Brush Resources Inc., but the proposed recl. contract states A. John Davis of Pruitt, Gushee & Bachtell is the registered agent. I contacted Mr. Davis who confirmed that he will be the registered agent, but the state's records do not indicate that yet because the articles of incorporation have yet to be accepted by the state. This is not a problem as long as the state ultimately does accept the articles, i.e., Brush Resources inc. does not yet fully exist. Until it exists there can be no transfer of assets (because there is no legal entity to accept title) or a surety contract (there is no entity available to contract with Western Surety Company). Assuming the state will ultimately accept filed the articles of incorporation and Brush Resources Inc. becomes a full legal entity, then there will be no problem. At this time I do not perceive a problem. To be completely safe I would not recommend letting Brush Wellman Inc.'s surety off the hook until it is clear that Brush Wellman Resources receives full legal status. I'll contact Wayne to discuss same. Please contact me if you have any questions.

Kurt Seel

TRANSACTION REPORT

P. 01

DEC-21-2000 THU 10:33 AM

FOR: OIL, GAS & MINING

801 359 3940

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
DEC-21	10:29 AM	3660352	4'25"	18	SEND	OK	655	

TOTAL : 4M 25S PAGES: 18



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

FACSIMILE COVER SHEET

DATE: Dec 21, 2000

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 18

TO: Kurt Seel
AG

FAX NUMBER: 366-0352

FROM: Joelle

Minerals Reclamation and Development Program

PHONE: (801) 538-5291
FAX: (801) 359 3940



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

FACSIMILE COVER SHEET

DATE: Dec 21, 2000

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 18

TO:

Kurt Seel
AG

FAX NUMBER:

366-0352

FROM:

Joelle

Minerals Reclamation and Development Program

PHONE:

(801) 538-5291

FAX:

(801) 359-3940

SUBJECT:

RC - Surety & Transfer - Brush Wellman
Jagay Properties - m/023/003

REMARKS:

Thanks for your review of this ASAP.
(before everyone leaves for the
holiday).

Alex Braxton will sign the transfer
today if all is OKay!

Joelle

Should you encounter any problems with this copy, or do not receive all the pages, please call

Important: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return this original message to us at the above address via regular postal service. Thank you.